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03CO #2

PATENT  
Attorney Docket No. 00042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

FANG

Group Art Unit: 3723

Application No. 09/975,335

Examiner: Unassigned

Filed: October 11, 2001

For: PHOSPHONO COMPOUND-  
CONTAINING POLISHING  
COMPOSITION AND METHOD OF  
USING SAME

**PETITION TO CORRECT PATENT APPLICATION FILING DATE  
FOR "DATE IN" INCORRECTLY ENTERED OR OMITTED  
ON EXPRESS MAIL LABEL  
(37 C.F.R. § 1.10(d))**

Commissioner for Patents  
Washington, D.C. 20231

This is a petition to accord the above-identified patent application the filing date of October 11, 2001, which is the date the patent application was deposited with the United States Postal Service with proper postage.

Attached are true copies of the Utility Patent Application Transmittal, and postcard receipt, which accompanied the patent application and which show the date on which the patent application was mailed under Express Mail Label No. EL 643545806 US.

Correction is required because the wrong "Date In" (i.e. October 10, 2001), rather than the correct date (i.e. October 11, 2001), was entered by the United States Postal Service on the original "Express Mail" label on the envelope delivered to the United States Patent and Trademark Office. Attached is a statement from a United States Postal Service representative of the United States Post Office where the patent application was deposited, confirming that the correct date on which the correspondence was deposited with the United States Postal Service is October 11, 2001.

03/27/2002 HNDORC 00000044 09975335

01 FC:122

130.00 DP

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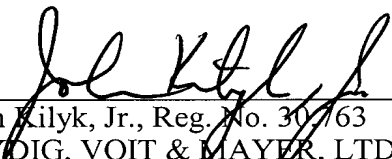
In re Appln. of FANG  
Application No. 09/975,335

The petition fee (37 C.F.R. § 1.17(h)) of \$130.00 is paid as follows:

- ☒ Attached is a check in the amount of \$130.00.  
☐ Authorization is hereby made to charge Deposit Account No. 12-1216.

The Commissioner is hereby authorized to charge any deficiencies in the fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

Respectfully Submitted,

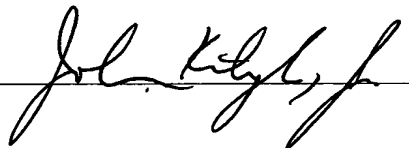
  
\_\_\_\_\_  
John Kilyk, Jr., Reg. No. 30,763  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: March 15, 2002

CERTIFICATE OF MAILING

I hereby certify that this PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. § 1.10(d)) (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: March 15, 2002

  
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**PATENT**  
Attorney Docket No. 00042

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

FANG

Application No. 09/975,335

Filed: October 11, 2001

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Examiner: Unassigned

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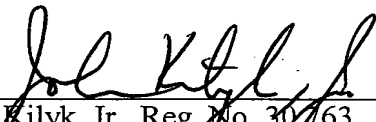
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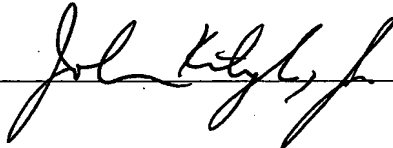
  
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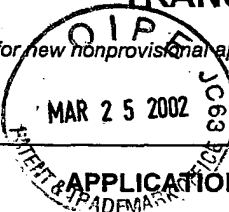
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Date: March 15, 2002

  
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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No. 00042	
		First Inventor FANG, Mingming	PHOSPHONO COMPOUND- CONTAINING POLISHING COMPOSITION AND METHOD OF USING SAME
		Title	
		Express Mail Label No. EL 643545806 US	
<b>APPLICATION ELEMENTS</b> 1. <input checked="" type="checkbox"/> Utility Patent Application Transmittal Form 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification (including claims and abstract) [Total Pages 16] 4. <input type="checkbox"/> Drawings [Total Sheets ] 5. <input checked="" type="checkbox"/> Combined Declaration and Power of Attorney [Total Pages 2] a. <input type="checkbox"/> Newly executed b. <input type="checkbox"/> Copy from prior application [Note Box 6 below] i. <input type="checkbox"/> Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application 6. <input type="checkbox"/> Incorporation by Reference: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered as part of the disclosure of the accompanying application and is hereby incorporated by reference. 7. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 8. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 9. Nucleotide and/or Amino Acid Sequence Submission a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> Paper Copy c. <input type="checkbox"/> Statement verifying identity of above copies		<b>ADDRESS TO:</b> Commissioner for Patents Box Patent Application Washington, DC 20231 <b>ACCOMPANYING APPLICATION PARTS</b> 10. <input type="checkbox"/> Applicant requests early publication. (include publication fee under 37 CFR 1.18(d)) 11. <input type="checkbox"/> Assignment Papers (cover sheet and document(s)) 12. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an Assignee) 13. <input type="checkbox"/> Power of Attorney 14. <input type="checkbox"/> English Translation Document (if applicable) 15. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS) <input checked="" type="checkbox"/> Form PTO-1449 <input checked="" type="checkbox"/> Copies of Listed Documents 16. <input type="checkbox"/> Preliminary Amendment 17. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized) 18. <input type="checkbox"/> Claim of Priority & Certified Copy of Priority Document(s) 19. <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) (Form PTO/SB/35 or its equivalent must be submitted with this application to prevent publication at 18 months) 20. <input type="checkbox"/> Other:	
21. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part of prior application no. _____ Prior application information: Examiner _____ ; Group Art Unit: _____			


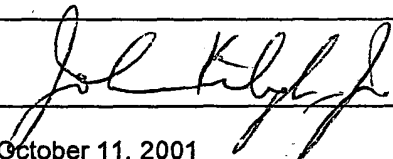
APPLICATION FEES				
BASIC FEE				\$740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	24	-20= 4	x \$18.00	\$72.00
Independent Claims	2	-3= 0	x \$84.00	\$
<input type="checkbox"/> Multiple Dependent Claim if applicable			+ \$280.00	\$
Total of above calculations =				\$812.00
Reduction by 50% for filing by small entity =				\$(406.00)
<input type="checkbox"/> Assignment fee if applicable			+ \$40.00	\$
<input type="checkbox"/> Early publication fee if applicable			+ \$300.00	\$
TOTAL =				\$406.00

## UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 00042

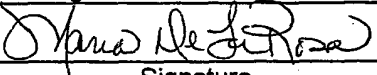
22. ☐ Please charge my Deposit Account No. 12-1216 in the amount of \$
23. ☒ A check in the amount of \$406.00 is enclosed.
24. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 12-1216:
- a. ☒ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
25. ☒ The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 12-1216 for any fee that may be due in connection with such a request for an extension of time.

## 26. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number: 23460  <b>23460</b> PATENT TRADEMARK OFFICE	<input checked="" type="checkbox"/> Customer Number: 29050 Phyllis T. Turner-Brim, Reg. No. 39864 Cabot Microelectronics Corporation Corporate Headquarters 870 Commons Drive Aurora, Illinois 60504 Telephone: (630) 375-5465 Facsimile: (630) 499-2654
Name	John Kilyk, Jr., Registration No. 30763
Signature	
Date	October 11, 2001

## Certificate of Mailing Under 37 CFR 1.10

I hereby certify that this Utility Patent Application Transmittal and all accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 CFR 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

Maria De La Rosa		October 11, 2001
Name of Person Signing	Signature	Date

Utility Transmittal (Revised 9/28/01)

THE PATENT AND TRADEMARK OFFICE IS RESPECTFULLY REQUESTED TO PLACE ITS STAMP ON THIS POSTAL CARD AND PLACE IT IN THE OUTGOING MAIL TO SHOW THE FOLLOWING PAPERS HAVE BEEN RECEIVED.

Mailed: October 11, 2001  
JKJ/MOB/md

CABOT MICROELECTRONICS CORP.  
Attorney Docket: 210045X00042

NEW UTILITY PATENT APPLICATION  
"PHOSPHONO COMPOUND-CONTAINING POLISHING COMPOSITION AND METHOD  
OF USING SAME"  
Inventor: FANG, Mingming

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OCT 23 2001



Enclosed:

Utility Patent Application Transmittal Sheet with Express Certificate of Mailing (2 pp. in duplicate);  
Application Data Sheet (3 pp.);  
Specification with Claims and Abstract (16 pp.);  
Combined Declaration and Power of Attorney  
Executed by Mingming Fang (2 pp.);  
Information Disclosure Statement (4 pp. in duplicate);  
Form PTO-1449 citing 10 references AA-AJ (1 p.);  
Complete copies of 10 cited references AA-AJ;  
Check in the amount of \$406.00; and  
Return Postcard

PAT/TRA Use Date

LAH

11036 U.S. PTO

09/975335



10/10/01

Express Mail: EL 643545806 US

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U. S. Postal Service ROUTING SLIP		Office or Room No.	<input type="checkbox"/> Approval <input type="checkbox"/> Signature <input type="checkbox"/> Comment <input type="checkbox"/> See Me <input type="checkbox"/> As Requested <input type="checkbox"/> Information <input type="checkbox"/> Read and Return <input type="checkbox"/> Read and File <input type="checkbox"/> Necessary Action <input type="checkbox"/> Investigate <input type="checkbox"/> Recommendation <input type="checkbox"/> Prepare Reply <input type="checkbox"/>
To:	<i>Vanessa Quail</i>		
1	<i>Leopoldo Vait &amp; Mayer</i>		
2			
3			
4			
5			
From:	<i>Pan Howard</i>		Phone No. <i>312</i> <i>861-1131</i>
Date:	<i>3-15-02</i>		Room No.
Remarks:			
<i>I Pan Howard, Sales Assoc. for U.S. Postal Service mistakenly wrote down the write date on a Express Mail Package Label #EL64384580645 the correct date should have been October 11, 2001. I apologize for causing any inconvenience</i>			
<i>Pan Howard</i>			

ITEM 0-13, April 1998 (Additional Remarks on Reverse)

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